

Am. Chief Justice Chapman



SERIES.

THE ROYAL GAZETTE.

PRINTED AND PUBLISHED BY JOHN SIMPSON, Printer to the King's Most Excellent Majesty, AT HIS OFFICE NEAR THE PROVINCE BUILDING.

FREDERICTON, NEW-BRUNSWICK, DECEMBER 31, 1834. NUMBER 27.

By Authority.



By His Excellency Major General Sir ARCHIBALD CAMPBELL, Baronet, G. C. B. Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c.

ARCH. CAMPBELL.

A PROCLAMATION.

WHEREAS the General Assembly of this Province has been summoned to meet at Fredericton on Monday, the fifth Day of January next, I have thought fit to prorogue the said General Assembly, and the same is hereby prorogued to Tuesday the Twentieth Day of January next, then to meet at Fredericton for the despatch of Business.

Given under my Hand and Seal at Fredericton, the Seventeenth Day of December, in the Year of Our Lord One thousand eight hundred and thirty four, and in the Fifth Year of His Majesty's Reign.

By His Excellency's Command, Wm. F. ODELL.

List of Warrants payable on demand at the Province Treasurer's Office.

No.	Amount
879, in favor of T. T. Hewlett, Esq.	£50 0 0
879, " Jacob Day,	20 0 0
882, " Chairman of Comm. of Correspondence,	100 0 0
883, " Dominick Milliken,	20 0 0
884, " Richard Dunn,	5 0 0
885, " Robert McLellan,	10 0 0
886, " Willer Chapman,	12 0 0
887, " James Wilson,	7 3 0
888, " James White,	20 0 0

Nos. 880 and 881 have been paid.

No.	Amount
93, in favor of Margaret Watson,	£10 0 0
95, " Jos. Bouchette, Esq.	30 0 0
96, " Daniel Mischeau,	10 0 0
97, " James Whitehead,	10 0 0
98, " Dr. Boyd,	20 0 0
99, " Harriet Hannah,	20 0 0
100, " Reuben Brockway,	25 0 0
101, " Wm. Abrams, Esq.	96 10 2
102, " Elizabeth Wetherall,	10 0 0
103, " Flora M' Rae,	20 0 0
104, " John M'Lean,	20 0 0
105, " Thos. Burnett,	20 0 0
106, " Thos. Addison,	10 0 0
107, " Charles Leslie,	15 0 0
108, " Emily E. Gorman,	10 0 0
109, " Patrick Flanagan,	40 0 0
110, " Rachel Martin,	10 0 0
111, " James Miller,	20 0 0
112, " John Phelan,	10 0 0
113, " Rector of St. John	10 0 0
114, " Mary E. Brown,	10 0 0
115, " George Hamilton,	20 0 0
116, " Catherine Dayton,	10 0 0
117, " Elizabeth Briscoe,	10 0 0
118, " Jane Danforth,	10 0 0
119, " Francis Esson,	10 0 0
120, " Trustees of Grammar Schools, Sunbury,	30 0 0
121, " Jas. DeBourke,	20 0 0
122, " D. B. Roberts,	10 0 0
123, " Eb. Sweet,	96 0 0
124, " Jacob Carvell,	50 0 0
125, " John Miller, Esq.	20 0 0

No. 94 has been paid.

Treasurer's Office, St. John, N. B. December 20, 1834.

R. SIMONDS, Province Treasurer.

PUBLIC NOTICE is hereby given to all Persons intending to apply for a Licence to solemnize Marriage under the late Act of Assembly, entitled "An Act to extend the privilege of solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province," that their several applications must be accompanied with the following Proofs and Documents, viz. —

1. That the applicant is a British-born subject.
2. That he is duly qualified as a Minister or Teacher of some denomination of Christians, and is not engaged in any secular calling—that he has been duly chosen and elected as a Minister or Teacher, by some Religious Congregation in this Province, of the Denomination to which he professes to belong—that he so continues at the time of his application, and actually resides with them.

3. That he has taken the Oaths of Fidelity and Allegiance to His Majesty, before the Governor or Commander in Chief of this Province, or before some Person by him nominated and appointed for that purpose; as directed by the Act of Assembly 26th George 3d, chap. 4.
4. The particular Form of solemnizing Marriage, adopted and used, or intended so to be, by the Church or Denomination to which the Applicant belongs.

Secretary's Office, 1st December, 1834.

SECRETARY'S OFFICE.

IN pursuance of directions from the Secretary of State, Public Notice is hereby given, that all Returns and Documents called for from any of the public Departments, or from any person holding an Office under the Government, to be transmitted to the Home Authorities, must be furnished in Duplicate.

Persons desirous of forwarding Petitions or Memorials through the Lieutenant Governor, will be pleased to observe the same Rule.

Public Officers and Heads of Departments will also further take notice, that the usual annual Returns are to be transmitted to this Office as soon as practicable after the 31st of December.

WHEREAS John La Coste lately died as it is stated, leaving Real and Personal Estate in the County of Kent in this Province, to which no Heirs or Claimants have yet appeared, Public Notice is therefore hereby given to the Heirs, if any such there be, or other Claimants of the said Estate of the said John La Coste, to appear and exhibit their Claims, in default of which, legal steps will be taken to revert the property in the Crown.

Secretary's Office, 4th Sept. 1834. 3m.

CROWN LAND OFFICE.

Fredericton, November 17, 1834.

PUBLIC NOTICE is hereby given, that after the 1st day of January next, no Licenses will be granted to cut Timber or Lumber on any of the Streams falling into the Bay of Fundy, to the Westward of the River Saint John, excepting on applications filed prior to that period; and those Persons who may wish to obtain Timber or Lumber from His Majesty's Woods in that quarter, will be required to purchase such Lands as they may desire, or lease them for such a term of years and on such terms as may hereafter be agreed upon.

THOMAS BAILLIE, Commissioner of Crown Lands and Forests.

It having been reported to His Excellency the Lieutenant Governor, that sundry persons have in contemplation to cut White Pine Timber on the disputed Territory, during the ensuing Winter, in violation of public Regulations, and of the agreement between His Majesty's Government and that of the United States, this is to forewarn all Persons from trespassing on the said Territory, and to give Public Notice, that in future no duty will be received from Trespassers for any Timber cut thereon; but that instructions are given to the Officer in charge, to seize all Timber he may find cut, and to have the same conveyed to Fredericton, to be sold at Public Auction on account of the Crown.

THOMAS BAILLIE, Com. and Surv. General.

Fredericton, 21st August, 1834.

Department for Crown Lands and Forests.

Fredericton, 17th November, 1834.

ON application of Watts Bowker, a Mill Reserve on the Main Branch of the Richibucto River, comprising Five Thousand Acres, will be offered to public competition on Saturday, the 31st day of January next, at 12 o'clock.

And also on application of John Curran, a Reserve of Five thousand Acres on the East Branch of Saint Nicholas River.

And on application of Isaac Sowerby, a Reserve of Five thousand Acres on Trout Brook, a Branch of the Richibucto River.

And on application of Jeremiah M. Connell, a Reserve of Five thousand Acres on the West side of the River Saint John, in the 6th, 7th, 8th, and 9th tiers of Lots in Jackson Town settlement.

CONDICTIONS.—Saw Mills must be built in the above situations, and put in operation by the 1st September, 1835, in consideration of which the Reserves will continue in force for ten years from the period of sale. The purchaser must be ready to point out the particular Tract he wishes to occupy within ten days after the sale, when it will be forthwith surveyed at his expense.

The proprietors of the Reserves must take out Licenses thereon annually, at the existing rate of duty and in conformity to the general regulations; and must comply with any alteration which may be made in the rate of duty and in the Regulations.

The Crown reserves the right of selling to persons intending to become actual Settlers, such portions of the Reserve as are eligible

for settlement in the ratio of one hundred and fifty acres to each Settler; but in such case the proprietor of the Reserve will be allowed to select a similar quantity of Timbered Land, and have it added to his Reserve.

Upset price, one pound per thousand acres.

By Command of His Excellency the Lieutenant Governor, THOMAS BAILLIE, C. C. L.

THE Commissioner of Crown Lands having been directed by His Excellency the Lieutenant Governor in Council to take charge of and superintend the Common Lands in the Parish of Fredericton, PUBLIC NOTICE is hereby given, that no Timber, Lumber or other incumbrance will be suffered to be placed upon such Lands, nor will any person be permitted to dig sand or gravel, either above, or below the Bank of the River, or in any wise injure the said Commons, under pain of prosecution.

10th November, 1834.

NEW BRUNSWICK IN CHANCERY.

Friday, November 28th, 1834.

Between Charles Connell junior, Complainant, and

William Kirk, Defendant.

FORASMUCH as the Court was this present day informed by Mr. Fisher, being of Plaintiff's Counsel, that the Plaintiff had on the eighteenth day of October last filed his Bill in this Honourable Court against the Defendant, as by the Certificate of the Register appears, and had taken out process of Subpoena against the said Defendant, returnable the eighteenth day of October last, but that the said Defendant now resides, and for a long time past had resided, at Bangor, in the State of Maine, one of the United States of America, and out of the Jurisdiction of this Honourable Court, and that the said Defendant could not be duly served with such Process, all which by affidavit now read appears; and the said Certificate and Affidavit being read, and the truth of the above allegations being made out to the satisfaction of the Court: It is Ordered, that the said Defendant William Kirk do appear to and answer the Plaintiff's Bill on or before the second Tuesday in March next. And it is further Ordered, that this Order be published in Royal Gazette for the space of three months.

By the Court, D. LUDLOW ROBINSON, Register.

First published in Gazette, 3rd Dec., 1834.

John Wheten, William Wheten, Joseph Wheten, Seth Wheten, Charles Wheten, Warren Erb, and Elizabeth his wife, George Wheten, Ephraim Wheten, Timothy Shaw, and Ann his wife, Samuel Wheten, Hannah Wheten, Jane Wheten, David Wheten, Phoebe Wheten, Walter Wheten, Margaret Wheten, James Wheten and John Shaw, and Sarah his Wife, Defendants.

UPON opening the matter this present day unto the Court by Mr. Symmer being of Counsel for the Plaintiff, it was alleged that by an order made in this cause, bearing date the seventeenth day of February last, reciting that forasmuch as the Plaintiff had on the sixth day of August, one thousand eight hundred and thirty-three, filed his Bill in this Honourable Court against the above Defendants as by Certificate of the Register appears, and had taken out Process of Subpoena against the said Defendants, but that the said William Wheten then resided, and ever since the issuing of the said Subpoena against him had resided without the limits of the Province of New Brunswick, and at that time resided in the City of New York, in the United States of America, and could not be served with Process of this Court: It was Ordered, pursuant to the Acts of Assembly in such case made and provided, that the said Defendant William Wheten should appear and answer to the Plaintiff's Bill on or before the fourteenth day of October next; and it was further alleged that the said Plaintiff had been unable to effect a service of the said order on the Defendant William Wheten within the time limited for that purpose by the Act of Assembly; therefore it was prayed that the time appointed by the said order for the appearance of the said Defendant William Wheten be enlarged to the second Tuesday in July next, which is ordered accordingly. And it is further Ordered, that this Order be published in the Royal Gazette for the space of three months.

By the Court, D. LUDLOW ROBINSON, Register.

First published in Gazette, 3rd Dec., 1834.

FOR SALE or TO LET.

(and possession given the first May next.)

THAT two story Dwelling HOUSE situated in King's Street, next below the residence of J. A. MACLAUCHLAN, Esq.—

Apply to JOSHUA DUNN.

December 16, 1834.

SHERIFF'S SALES.

COUNTY OF YORK.

On the third Wednesday in March next, will be sold by Public Auction, at the Market House in Fredericton, between the hours of twelve and five o'clock in the afternoon: ALL the right, title, interest, claim, and demand of John Rieley, of, in, and to the House and Premises where he now resides, situate in Queen's Street, in the Town of Fredericton. Also—all his right and title to a certain Farm or Tract of Land situate in the Parish of Saint Mary's, fronting on the Nashwaak Creek, adjoining property belonging to Mr. Connors M'Laughlin, a little above Messrs. Blake's Mills: The above Property having been seized and taken under and by virtue of several Executions issued out of the Supreme Court of this Province.

E. W. MILLER, Sheriff.

Fredericton, 10th Sept. 1834.

COUNTY OF CARLETON.

To be sold by Public Auction, on Wednesday, the 10th day of June next, at the County Court House, in Woodstock: ALL the right, title, interest, claim, and demand of Thomas G. Cunliffe to that valuable Farm on which he resides, situate, lying and being in the parish of Woodstock, and contains about two hundred and fifty acres of excellent Land, with a large proportion of Intervale, together with the dwelling house, barns and other improvements thereon: The same having been taken by virtue of an Execution issued out of the Supreme Court, at the suit of Edward Doyle against Thomas G. Cunliffe and William Ward.

J. F. W. WINSLOW, Sheriff.

Woodstock, 1st December, 1834.

On Friday, the 13th day of February next, will be sold by Public Auction, at Mr. Joseph Harvey's Hotel, in Woodstock, between the hours of twelve and five in the afternoon:

ALL the right, title, interest, claim and demand of Joseph Dunn, of, in and to a certain Tract or Farm of Land, situate in the Parish of Wakefield, on the West side of the River Saint John—being the most southerly half of Lot No. 12, in the 5th tier or range of Lots, in the said Parish—formerly granted to Zebedee King, and joining up on the north side of Lot No. 11, and granted to John Payson, it being one mile and a half and half quarter in length, and sixty three and a half rods in width, or one half of the whole Lot No. 12, containing 150 acres, more or less: The same having been seized and taken under and by virtue of two several Executions, issued out of the Supreme Court against the said Joseph Dunn, at the suits of Jarvis Ring, and Richard English.

J. F. W. WINSLOW, Sheriff.

Woodstock, 12th August, 1834.

On Tuesday the 11th day of February next, will be sold at Harvey's Hotel, in Woodstock, between the hours of 12 and 5 o'clock in the afternoon:

ALL the right, title, interest, claim, and demand, of the Honorable Harry Peters, to a certain farm or tract of Land situate on the north side of the south west branch of the Meduxnick, adjoining lands reserved at the Falls of said River, containing five hundred acres with the usual allowance. The same having been taken by virtue of an Execution issued out of the Supreme Court, at the suit of William Flaherty, against the said Honorable Harry Peters for the sum of £303 6, 8 besides Sheriff's fees.

J. F. W. WINSLOW, Sheriff.

Woodstock, July 23rd 1834.

COUNTY OF GLOUCESTER.

On Saturday the 31st day of January next, will be sold by public auction at the Court House in Bathurst, between the hours of 12 and 5 o'clock in the afternoon:

ALL the right, title, interest and claim, of John Young Esquire, of, in, and to a lot or tract of land situate in the Parish of New Bandon, and bounded on the East by lands belonging to Timothy Carney, and on the West, by a farm of Patrick Reardon, and fronting on the Bay Cheleneur, and known as the Pockshaw Farm, containing five hundred acres, more or less, together with all the buildings and improvements thereon; or so much of the above mentioned property, as will satisfy a writ of Execut against James Blackhall and John Young Esquires, at the suit of the King.

W. CARMAN, Sheriff.

Bathurst, 12th July 1834.

On the first Tuesday in April next, will be sold by Public Auction, at the Court House in Bathurst, between the hours of twelve and five o'clock, in the afternoon: ALL the right, title, interest, and claim of Francis Veimeaw, of, in, and to, a certain Lot of Land, situate, lying, and being in the Parish of Saumarez, on the west side of the Portage River, which empties into the Tracadia River, about eight miles from the Gully; bounded by the Tracadia on one side,

and by the Portage River on the other, containing two hundred acres, more or less—and now in the occupation of Ferman Benway, alias Antwin: Also, a lot of Marsh Land on the north east side of the said Gully, commencing at the point: The same having been taken by an Execution, issued out of the Supreme Court, at the suit of Jeremiah Coughlan.

W. CARMAN, Sheriff.

Bathurst, 15th September, 1834.

COUNTY OF WESTMORLAND.

To be sold by Public Auction, on Thursday the twenty-first day of May next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester:

ALL the right, title, and interest of Anthony Fields and George O. Fields to two certain lots of Land, situate in the Parish of Botsford, in the County of Westmorland, known in the Grant to them as Lots, Nos. 1 and 2, and containing 500 acres, more or less: The same having been seized and taken by virtue of an Execution issued out of the Supreme Court.

W. P. SAYRE, Sheriff.

Dorchester, 13th Nov. 1834.

To be sold by Public Auction on Tuesday, the twelfth day of May next, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon:

ALL the right, title, interest, property, and claim of Thomas Taylor, in and to certain tracts, lots, or parcels of Land, situate in the Parish of Shediac, viz. — the undivided half or moiety of a lot of Land originally granted to Abraham Taylor, containing 200 acres, more or less, with one half of the Saw Mill, and appurtenances thereon.—Also: a lot of Land granted to said Thomas Taylor, adjoining and lying to the eastward of said lot—and also, a certain other lot adjoining thereto, originally granted to Pacific Arneau; and all other the lands and premises of the said Thomas Taylor, situate in Shediac aforesaid: The same having been taken by virtue of an Execution against the said Thomas Taylor at the suit of William Harrington.

W. P. SAYRE, Sheriff.

Dorchester, 6th November, 1834.

To be sold by Public Auction on Tuesday the thirty-first day of March next, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon:

ALL the right, title, claim and demand of John Smyth, of, in and to that Farm and tract of Land wherein he lately resided, situate in the Parish of Hopewell, containing — acres, with the buildings and improvements thereon: The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of William Flaherty and James Stewart, against the said John Smyth.

W. P. SAYRE, Sheriff.

Dorchester, 25th September, 1834.

To be Sold, by Public Auction, on Saturday the fourteenth day of February next, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon:

ALL the right, title, claim and demand of James Boyd, lately deceased, of, in, and to that Lot or Tract of Land, with the improvements thereon, and lately in his occupation; together with a Saw Mill, on or near the same, situate in the Parish of Dorchester: The same having been seized by virtue of an Execution issued out of the Supreme Court.

W. P. SAYRE, Sheriff.

Dorchester, 7th August, 1834.

Administration Notices.

ALL persons having any legal demands against the estate of the late Honorable John Murray Bliss, deceased, are requested to present the same duly attested within nine months from the date hereof: And all persons indebted to the said estate are desired to make immediate payment to

GEORGE P. BLISS, Administrators.

L. A. WILMOT, of Fredericton, 27th September, 1834.

ALL Persons having any demands against the Estate of MOSES YOUNG, deceased, of Prince William, (County of York,) are hereby requested to render the same, duly attested, to either of the Subscribers, within six months from the date hereof; and all persons indebted to the said Estate are requested to make immediate payment to

ARCHIBALD MOODY, Executors.

THOS. W. SAUNDERS, of Prince William, 12th Dec'r., 1834.—4w.

Blanks of various kinds for Sale at this Office.